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11 SEAGATE TECHNOLOGY LLC

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

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15 IN RE SEAGATE TECHNOLOGY LLC
16 LITIGATION

17 CONSOLIDATED ACTION

Case No. 3:16-cv-00523-JCS

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**DECLARATION OF DANIEL R. FONG
IN SUPPORT OF ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF SEAGATE'S
OPPOSITION TO PLAINTIFFS'
ADMINISTRATIVE MOTION FOR
LEAVE TO FILE SUPPLEMENTAL
BRIEF IN SUPPORT OF CLASS
CERTIFICATION**

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Date: March 30, 2018
Time: 9:30 a.m.
Place: Courtroom G
Judge: Hon. Joseph C. Spero

Second Consolidated Amended Complaint
filed: July 11, 2016

DECLARATION OF DANIEL R. FONG

I, Daniel R. Fong, declare:

1. I am an associate with Sheppard Mullin Richter & Hampton, LLP, counsel of record for Seagate Technology LLC (“Seagate”). I submit this Declaration in support of Seagate’s Administrative Motion to File Under Seal pursuant to Civil Local Rules 7-11 and 79-5. I have personal knowledge of the facts set forth in this declaration, except where noted otherwise, and, if called as a witness, could and would competently testify to these statements.

2. Pursuant to Local Rule 79-5(e), Seagate filed the Declaration of Allen Ng in support of Plaintiffs' Administrative Motion to File Under Seal ("Ng Declaration") to seal exhibits attached to the Declaration of Steve Berman ("Berman Declaration"), ECF Nos. 167-5, and portions of Plaintiffs' proposed Supplemental Brief, ECF Nos. 167-2 and 167-3.

3. As set forth in the Ng Declaration, ECF No. 169, the Berman Declaration attaches internal Seagate documents which are subsequently quoted and incorporated into Plaintiffs' proposed Supplemental Brief. These documents contain Seagate's confidential and trade secret information.

4. Consequently, Seagate’s Opposition to Plaintiffs’ Administrative Motion For Leave to File Supplemental Brief in Support of Class Certification (“Opposition”), references the same documents at issue in Plaintiffs’ proposed Supplemental Brief. Thus, the portions of Seagate’s Opposition that reference those confidential documents should be subject to protection under Local Rule 79-5 for the same reasons listed in the Ng Declaration, ECF No. 169.

I declare under the penalty of perjury under the laws of the United States that the above statements are true.

Executed this 24th day of April, 2018 in San Francisco, California.

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Daniel R. Fong